

Message Text

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TO AMEMBASSY BUCHAREST

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FOR AMBASSADOR BARNES FROM SILINS

E.O. 11652: N/A

TAGS: PORS, RO

SUBJECT: PHYSICAL SECURITY OF ROMANIAN MISSIONS IN NYC

REF: A. BUCHAREST 4296; B. USUN 736

1. PERMITS ARE NOT RPT NOT REQUIRED FOR DEMONSTRATIONS IN NEW YORK UNLESS A SOUND AMPLIFICATION DEVICE IS TO BE USED. HOWEVER, A GROUP PLANNING TO STAGE A DEMONSTRATION IS REQUIRED TO GIVE PRIOR NOTIFICATION TO THE POLICE. NO TIME LIMIT IS SPECIFIED, BUT THE WORKING ASSUMPTION BOTH IN WASHINGTON AND NEW YORK IS THAT THREE DAYS IS THE MINIMUM. THEREFORE, A DEMONSTRATION THAT IS DEEMED UNRULY AND DISRUPTIVE CAN BE (AND HAS BEEN IN THE PAST) REQUESTED TO DISBAND IF IT HAS FAILED TO PROVIDE THE ASSUMED THREE-DAY NOTICE.

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2. BECAUSE PERMITS ARE NOT NECESSARILY REQUIRED, THERE IS NO GUARANTEE THAT US AUTHORITIES WILL KNOW ABOUT EACH DEMONSTRATION IN ADVANCE. HOWEVER, THE NYPD, FBI, AND USUN/SY FREQUENTLY DO OBTAIN ADVANCE INFORMATION. USUN/SY IS THE LIAISON POINT FOR PASSING SUCH INFORMATION TO THE ROMANIAN AUTHORITIES. I HAVE URGED JOE GLENNON THERE TO KEEP THE ROMANIAN MISSION INFORMED.

3. THE 100-FOOT RULE IS A FEDERAL REQUIREMENT SET OUT IN
PUBLIC LAW 94-467 COPY BEING POUCHED. 100-FOOT RULE

DOES NOT RPT NOT SIMPLY STATE THAT ALL DEMONSTRATION
AGAINST A FOREIGN MISSION MUST TAKE PLACE 100 FEET FROM
THE MISSION. RATHER, IT IMPOSES LEGAL SANCTIONS AGAINST
THOSE WHO CONGREGATE WITHIN 100 FEET OF A FOREIGN MISSION
"WITH TWO OR MORE PERSONS WITH INTENT TO VIOLATE ANY OTHER
PROVISION OF THIS SECTION:" THAT IS, TO INTIMIDATE, COERCE
THREATEN, OR HARASS A FOREIGN OFFICIAL OR AN OFFICIAL
GUEST OR OBSTRUCT A FOREIGN OFFICIAL IN THE PERFORMANCE
OF HIS DUTIES. IT IS OBVIOUSLY A QUESTION OF JUDGEMENT
WHETHER A DEMONSTRATION IS VIOLATING THESE PROVISIONS,
BUT THE 100-FOOT RULE HAS RECENTLY BEEN INVOKED AGAINST
A DEMONSTRATION AT THE ROMANIAN UN MISSION (SEE REF B).

4. IN MY CONVERSATIONS WITH SY AND OTHERS, I HAVE POINTED
OUT THAT BECAUSE OF THE EMOTIONAL ISSUES INVOLVED,
SEEMINGLY PEACEFUL DEMONSTRATIONS TARGETED AGAINST
ROMANIAN OFFICIALS IN NEW YORK COULD FLARE INTO DANGEROUS
INCIDENTS. SY IS AWARE OF THE PROBLEM AND IS TAKING
PAINS TO ENSURE ADEQUATE POLICE PROTECTION. YOU SHOULD BE
AWARE, HOWEVER, THAT ALL EXECUTIVE PROTECTIVE SERVICE
(EPS) AGENTS HAVE RECENTLY BEEN PULLED OUT OF NEW YORK,
WHICH GREATLY INCREASES THE BURDEN ON THE NYPD.
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5. A ROMANIAN HUNGER STRIKE IS AGAIN IN PROGRESS IN NEW
YORK, BUT IT IS BEING STAGED OPPOSITE THE UN SECRETARIAT
BUILDING, NOT AT THE ROMANIAN UN MISSION. VANCE

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